

**UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA**

STATE OF OKLAHOMA, ex rel. W.A. DREW
EDMONDSON, in his capacity as ATTORNEY
GENERAL OF THE STATE OF OKLAHOMA
and OKLAHOMA SECRETARY OF THE
ENVIRONMENT C. MILES TROBERT, in his
capacity as the TRUSTEE FOR NATURAL
RESOURCES FOR THE STATE OF
OKLAHOMA,

Plaintiff,

vs.

TYSON FOODS, INC., INC., TYSON
POULTRY, INC., TYSON CHICKEN, INC.,
COBB- VANTRESS, INC., AVIAGEN, INC.,
CAL-MAINE FOODS, INC., CAL-MAINE
FARMS, INC., CARGILL, INC., CARGILL
TURKEY PRODUCTION, LLC, GEORGE'S,
INC., GEORGE'S FARMS, INC., PETERSON
FARMS, INC., SIMMONS FOODS, INC., and
WILLOW BROOK FOODS, INC.,

Defendants.

Case No. 05-CV-329-GKF-SAJ

ORDER

Comes on for determination State of Oklahoma's Emergency Motion for a Brief Extension of Certain of the Expert Witness Report Disclosure Deadlines set forth in Dkt, #1658, the March 27, 2008 Scheduling Order [Dkt. #1702]. Plaintiff seeks a two week extension within which to file the expert disclosure deadline for Dr. Wells and Drs. Cooke/Welch, and a one week extension within which to extend the expert disclosure deadline for Dr. Engel, Dr. Harwood and Dr. Stevenson. Plaintiff represents the reports of eleven other retained experts will be timely disclosed on May 15, 2008, the current disclosure deadline for all Plaintiff's experts.

Defendants object to the extensions sought and correctly recite multiple prior occasions on which the court has admonished all parties that extensions of the scheduling order would be rarely granted, and only upon unforeseeable good cause.

Plaintiff seeks expedited consideration of the motion prior to May 15, 2008, which is hereby granted. The court finds there is no need for hearing as the positions of the parties have been adequately stated in the filings.

The court finds Plaintiff has made a good faith effort to comply with the May 15, 2008 deadline. This, combined with the specific and detailed explanations set forth in the affidavits attached to the motion, establishes good cause which justifies the minimal extensions requested. Plaintiff's motion is therefore granted.

Defendants' expert report deadlines are correspondingly extended for reports opining on corresponding topics.

IT IS SO ORDERED THIS 15TH DAY OF MAY.


Sam A. Joyner
United States Magistrate Judge